

Message Text

UNCLASSIFIED

PAGE 01 NUEVO 00103 200121Z

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ACTION SCSE-00

INFO OCT-01 ARA-10 ISO-00 SCA-01 DHA-02 L-03 H-02 /019 W

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R 192100Z DEC 75

FM AMCONSUL NUEVO LAREDO

TO SECSTATE WASHDC 267

INFO AMEMBASSY MEXICO

UNCLAS NUEVO LAREDO 0103

E. O. 11652: N/A

TAGS: CASC, MX (OTERO-CORREA, ANDRES)

SUBJECT: CASE REVIEW OF ALL AMERICAN PRISONERS IN MEXICO
(ANDRES OTERO-CORREA)

REF: STATE 194199, NUEVO LAREDO A-2 DTD 24 JUL 1974,
NUEVO LAREDO OM DTD 30 APR 1975

1. PHYSICAL MISTREATMENT AT TIME OF ARREST: SUBJECT CLAIMS THAT HE WAS PHYSICALLY BEATEN ABOUT THE HEAD AND BODY AT THE TIME OF ARREST, BUT THAT NO SERIOUS INJURY RESULTED. ALTHOUGH SUBJECT MADE THIS COMPLAINT KNOWN TO AMCONSUL DURING INITIAL INTERVIEW, THREE DAYS AFTER ARREST, NO REQUEST WAS MADE FOR CONSULAR INTERVENTION AT THAT TIME NOR WAS THE COMPLAINT MADE IN THE INITIAL STATEMENT TO THE COURT. POST BELIEVES THAT AT THIS LATE DATE ALLEGATION WOULD BE DIFFICULT TO SUBSTANTIATE AND THAT NO ACTION APPEARS FEASIBLE AT THIS TIME. TO DATE SUBJECT HAS NOT REQUESTED AMCONSUL TO PROTEST TREATMENT AT TIME OF ARREST.

2. FORCED CONFESSION: SUBJECT CLAIMS THAT AS A RESULT OF THE MISTREATMENT MENTIONED ABOVE, HE SIGNED A FORCED STATEMENT. A CHECK OF INITIAL AMCONSUL INTERVIEW ON 11 JULY 1974 REVEALS THAT SUBJECT MADE THIS COMPLAINT KNOWN AT THAT TIME, BUT AGAIN NO REQUEST FOR CONSULAR INTERVENTION WAS MADE NOR WAS ANY COMPLAINT REGISTERED WITH THE COURT. AGAIN POST BELIEVES THAT AT THIS LATE DATE, NO ACTION APPEARS FEASIBLE AT THIS TIME.

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3. UNJUSTIFIED PUNISHMENT: SUBJECT ALLEGES THAT HE WAS PLACED IN PRISON'S PUNISHMENT CELL FOR FORTY-FIVE DAYS IN MARCH AND APRIL 1975 FOR NO REASON AT ALL. FILES REVEAL THAT SUBJECT REGISTERED COMPLAINT WITH CONOFF ON 14 MARCH 1975 AND THAT CONOFF IMMEDIATELY CONTACTED PRISON WARDEN FOR EXPLANATION. CONOFF WAS INFORMED THAT EVIDENCE AND TESTIMONY FROM PEOPLE CLOSE TO SUBJECT REVEALED THAT HE WAS ATTEMPTING TO ESCAPE AND WAS SOLICITING ASSISTANCE OF OTHER INMATES FOR THIS PURPOSE. MATTER WAS THEREFORE NOT PURSUED FURTHER.

4. COMMISSIONED WORK: SUBJECT IS AWARE OF COMMISSIONED WORK PROGRAM AND IS ACTIVELY PARTICIPATING IN IT.

5. APPEALS: SUBJECT'S SENTENCE OF 6 YEARS AND FINE OF 153.75 U.S.DOLLARS HAVE BEEN APPEALED TO MONTERREY COURT OF APPEALS. POST CONTINUTES TO MONITOR CASE AND WILL REPORT SIGNIFICANT DEVELOPMENTS.
GOELZ

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